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PATENT
ATTORNEY DOCKET NO.: 041465-5139

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hiroaki SHIBASAKI

Application No.: 10/073,867

Filed: February 14, 2002

For: DIGITAL INFORMATION STORAGE
SYSTEM AND DIGITAL
INFORMATION DELIVERY SYSTEM

Commissioner for Patents
Washington, D.C. 20231

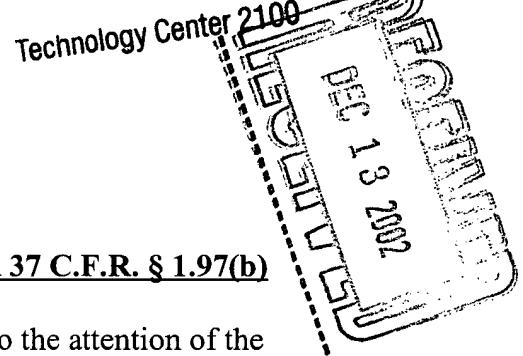
Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-identified Application. Accordingly, Applicant does not believe that a fee is due for filing this paper.

A European Search Report and Annex dated November 12, 2002, from a corresponding European Patent Application are attached with the documents cited thereon. Applicant respectfully requests that the Examiner consider the documents and evidence that consideration by making the appropriate notations on the PTO-1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the documents are material or constitute "prior art." If



it should be determined that any of the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such document.

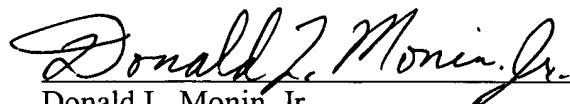
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present Application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and including any required extension of time fees, *or* credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: December 10, 2002



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INFORMATION DISCLOSURE CITATION <div style="float: right; text-align: right;">O I P E DEC 10 2002 U. S. TRADEMARK OFFICE 1000 JCS</div> <div style="clear: both; margin-top: 10px;">(Use several sheets if necessary)</div>				Attorney Docket No. 041465-5139	Application No.: 10/073,867		
				Applicant: Hiroaki SHIBASAKI			
				Filing Date: February 14, 2002		Group Art Unit: Unassigned	
U.S. PATENT DOCUMENTS							
*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date
		2002/ 002413 A1	Jan. 3, 2002	Tokue	700	94	Jun. 27, 2001
FOREIGN PATENT DOCUMENTS							
		Document Number	Date	Country	Class	Sub Class	Translation YES NO
		WO 00/67256	Nov. 9, 2000	WIPO			
		EP 1 143 439 A1	Oct. 10, 2001	EPO			
		EP 1 081 616 A2	Mar. 7, 2001	EPO			
		EP 1 130 496 A2	Sept. 5, 2001	EPO			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
Examiner				Date Considered			
Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							